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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CARRIE ROBINSON, on Behalf of Herself
and All Others Similarly Situated,

Plaintiff,

vs.

NCO FINANCIAL SYSTEMS, INC. and
DOES 1 through 25, inclusive,

Defendants.

Case No. C 05-04006 CW

STIPULATION AND ~~PROPOSED~~
ORDER TEMPORARILY STAYING
ALL PROCEEDINGS AS MODIFIED

1 The parties, through their respective counsel, hereby stipulate to a temporary stay of all
2 proceedings in this action on the terms set forth below. This Stipulation and [Proposed] Order are
3 made on the following grounds:

4 1. On February 7, 2006, following the Case Management Conference, the Court issued a
5 Minute Order and Case Management Order:

6 (a) directing the parties to Early Neutral Evaluation;
7 (b) making 5/5/06 the deadline to add additional parties or claims; and
8 (c) setting the following briefing schedule: Defendant files Rule 12 motion for
9 judgment on the pleadings by 4/21/06; Plaintiff files single brief opposing Rule 12 motion and
10 moving for class certification by 5/5/06; Defendant's opposition to class certification and reply to
11 Rule 12 motion in single brief due 5/19/06; and Plaintiff's surreply due 5/26/06.

12 2. On March 7, 2006, the Court appointed Sandra J. Shapiro as Evaluator for this case.

13 3. On May 1, 2006, the parties and their counsel attended the Early Neutral Evaluation
14 conference with Ms. Shapiro.

15 4. At the conference, the parties reached a settlement agreement in principle and
16 anticipate entering into a formal, written settlement agreement in the near future and filing a joint
17 motion for preliminary approval of the settlement by July 5, 2006.

18 5. The parties believe that a temporary stay of any proceedings in this action, including
19 but not limited to motion practice, discovery and other proceedings, will avoid unnecessary costs to
20 the Court and to the parties while the parties finalize a written settlement agreement and move for
21 preliminary approval.

22 THEREFORE, the parties have agreed to a temporary stay of this action on the following
23 terms:

24 1. All proceedings in this Court between the parties, including the filing of pleadings,
25 motion practice and discovery, shall be stayed from May 2, 2006 through and including July 6, 2006.

26 2. The temporary stay is entered without prejudice to the parties entering into a further
27 stipulation to extend the stay if circumstances warrant extension of the stay.

1 3. During the pendency of this action, or until further order of this Court, all parties shall
2 take reasonable steps to preserve all documents within his, her or its possession, custody or control
3 containing information that is relevant to, or may reasonably lead to the discovery of information
4 relevant to, the subject matter involved.

5 4. In the event that this action has not been finally settled and the joint motion for
6 preliminary approval filed by the conclusion of the original temporary stay and any further
7 temporary stay(s) in accordance with Paragraph 2, the dates set by the February 7, 2006 CMC Order
8 shall be extended by the total length of the temporary stay(s) plus an additional 30 days.

9 IT IS SO STIPULATED.

10 DATED: May 2, 2006

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1 DATED: May 2, 2006

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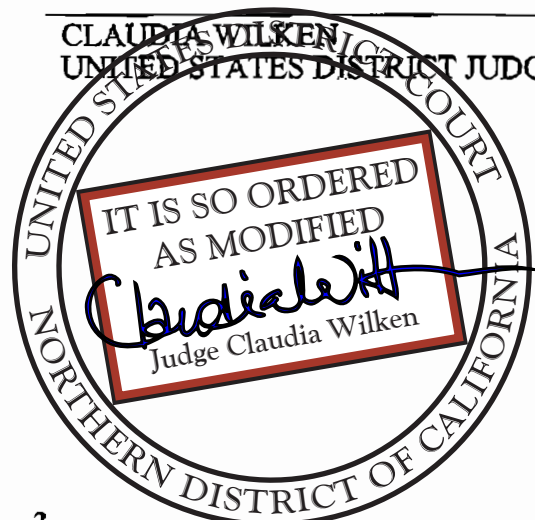
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PURSUANT TO STIPULATION, IT IS SO ORDERED, EXCEPT THE FURTHER CASE
MANAGMENT CONFERENCE REMAINS ON CALENDAR FOR 10/6/06.

21 DATED: 5/15/06

22 CLAUDIA WILKEN
23 UNITED STATES DISTRICT JUDGE



05-1039 Stip-Order for Stay

STIPULATION AND (PROPOSED) ORDER STAYING ALL
PROCEEDINGS - C 05-04006 CW (MEJ)